

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

wbc

Mailed: August 28, 2014

Cancellation No. 92053854

Serine-Cannonau Vineyard, Inc.  
Db a Terry Hoage Vineyards

v.

Vina Undurraga S.A.

**Wendy Boldt Cohen, Interlocutory Attorney:**

This case now comes before the Board on Petitioner's consented motion filed on August 11, 2014 to extend its pretrial disclosures deadline and Petitioner's motion, also filed August 11, 2014, for a teleconference<sup>1</sup> with the Board to discuss the status of the parties' settlement negotiations as required by the Board's July 19, 2014 order. The Board's interlocutory attorney, Wendy Boldt Cohen, conducted a teleconference on August 26, 2014, with George W. Lewis for Respondent, and Elizabeth Rest and Anne Hiaring Hocking for Petitioner participating.

In the Board's July 19, 2014 order, the parties were advised that any future motion to suspend or extend must be accompanied by a report. The Board's order indicated that the required report should contain a "detailed

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<sup>1</sup> "Board judges and attorneys retain discretion to decide whether a particular matter can and should be heard or disposed of by telephone. The Board may therefore deny a party's request to hear a matter by telephone conference." TBMP § 502.06(a) (2014).

status report regarding the progress of the parties' settlement negotiations, including when the last settlement proposal was sent, by whom, and when a response is expected, a recitation of the issues that have been resolved since the commencement of this proceeding, a list of issues that remain to be resolved, and a realistic timetable for resolution. Absent such a report, any future motion to extend or suspend may not be approved, even though agreed to by the parties." The Board's order also required the parties to contact the Board to schedule an inter partes conference to discuss the status of settlement negotiations in the event a motion to extend dates or suspend proceedings was sought by either party.

The parties provided the requisite detailed report and good cause during the teleconference. *See* Fed. R. Civ. P. 6(b)(1)(A); TBMP §§ 509.01(a) and 510.03(a). In view thereof, the motion to extend is **granted**, Trademark Rule 2.127(a), to the extent that dates are reset as follows:

|   |                   |
|---|-------------------|
| Plaintiff's Pretrial Disclosures        | <b>10/3/2014</b>  |
| Plaintiff's 30-day Trial Period Ends    | <b>11/17/2014</b> |
| Defendant's Pretrial Disclosures        | <b>12/2/2014</b>  |
| Defendant's 30-day Trial Period Ends    | <b>1/16/2015</b>  |
| Plaintiff's Rebuttal Disclosures        | <b>1/31/2015</b>  |
| Plaintiff's 15-day Rebuttal Period Ends | <b>3/2/2015</b>   |

The parties are reminded that should the parties seek another extension of the trial schedule in these proceedings, or seek to suspend the proceedings for settlement negotiations, the parties are required to contact the assigned Interlocutory Attorney to schedule an inter partes conference regarding the

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status of the settlement negotiations before filing a motion to extend or suspend.